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U.S. Patent and Tradomark Officer U.S. DEPARTMENT OF COMMERCE edion of information unless it displays a valid OMB control number. Under the Penerwork Reduction Act of 1995, no persons are required to reapond to Application Number 796466/10 Filing Date March 09, 2004 TRANSMITTAL First Named Inventor Joachim BRENDEL et al. FORM Art Unit 1625 Examiner Name MORRIS, Patricia L. (to be used for all correspondance after initial filling) Attorney Docket Number **DEAV2003/0024 US NP** Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) ~ Petition Amendment/Reply Pellion to Convert to a Proprietary Information Provisional Application After Final Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please identify Terminal Disclaimer below): Extension of Time Request Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Remarks Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name AVENTIS PHARMACEUTICALS INC. Signature Printed name eph D. Rossi Rea. No. Date 47,038 March 08, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: (USPTO FAX NO. 703-872-9308 ; Total No. of Pages Transmitted: 4 Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application, Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office. U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of BRENDEL, et al.

Examiner:

P. Morris

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Art Unit:

1625

MAR 0 8 2005

Application No.: 10/796,466

Filed: March 9, 2004

Title:

2-(BUTYL-1-SULFONYLAMINO)-N-

[1(R)-(6-METHOXYPYRIDIN-3-YL)PROPYL] BENZAMIDE, ITS USE

AS A MEDICAMENT, AND PHARMACEUTICAL

PREPARATIONS COMPRISING IT

CERTIFICATE OF TRANSMISSION

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March 8, 2005

Paul Irving

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Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

This paper is in response to the Office Action dated February 10, 2005 ("the Action"), in which a restriction requirement was issued in connection with the above-identified patent application. Reconsideration of the Examiner's action in the present application is requested respectfully in view of the following remarks.

The Office Action requires restriction to one of the following groups under 35 U.S.C. §121:

- I. Claims 1-4, and 7, drawn to compounds, classified in class 546, subclass 300.
- II. Claim 5, drawn to compositions containing an unknown additional active ingredient, classified in class 514, various subclasses.
- III. Claim 6, drawn to an intermediate, classified in class 546, subclass 290.